

INTERNAL USE ONLY

22 August 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Executive Orders - Processing in Bureau of  
the Budget (BOB)

1. I called Miss Julia Manish, in the office of General Counsel, Bureau of the Budget, who informed me that Mr. John M. Maury is listed as the CIA contact for BOB in the clearance of proposed executive orders and amendments thereto.
2. Miss Manish explained that in the coordination of proposed executive orders it is BOB's responsibility to contact effected executive agencies. She admitted that sometimes BOB fails to do this and they are contacted by an interested executive agency which learned of a proposed executive order through other channels. In light of this remark I asked her for her general reaction if the Agency requested BOB to furnish copies of all proposed executive orders, which would be the only way we could be assured of participating in the first instance in determining the effect of a proposed executive order on the Agency. She said they do not do this with any other executive agency and she would advise against it as a useless exercise, but that she would have to defer to the General Counsel, BOB, if in fact we pursued such a request, which I assured her we were not doing and that the question was merely hypothetical.
3. Miss Manish said approximately 60 executive orders a year are issued, not counting a number of proposals not approved. She agreed that the Agency's views on proposed executive orders is sought infrequently but felt that they were aware of our primary areas of interest. She agreed that in any instance where the Agency has an exemption from an executive order that exemption should not be impaired through amendments without BOB's soliciting the Agency's views.


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4. In view of the above and based upon Agency experience, it appears that there would be little justification for requesting for the Agency an opportunity to review all proposed executive orders.

5. While the existing procedures do not offer 100 per cent assurance that the Agency will see proposed executive orders which may affect the Agency adversely, the chance of our being inadvertently overlooked by EOB appears to be minimal and remedial action after the fact is surely not as difficult in the case of executive orders as it is in the case of legislation.

SIGNED

  
Assistant Legislative Counsel

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